



Republic of the Philippines
PROVINCE OF LEYTE
Provincial Capitol
Tacloban City

-oOo-

PROVINCIAL LEGAL OFFICE

2nd INDORSEMENT
June 30, 2026

Item No.: 69
Date: 28 2026 JUL

LEGAL OFFICE
RELEASED

By: [Signature]
Date: 7-7-26 Time: 9:24

Sangguniang Panlalawigan
Province of Leyte
RECEIVED
Date: JUL 21 2026
By: [Signature]

Respectfully returned to the Sangguniang Panlalawigan of Leyte, through SP Secretary, the attached Ordinance No. 2026-12 of the Sangguniang Bayan of Albuera, Leyte.

Issues/concerns for review/recommendation/legal opinion is/are as follows:

- Ordinance No. 2026-12 entitled: **“An Ordinance approving and ratifying the Loan Agreement between the Land Bank of the Philippines, etc.”**

REVIEW/RECOMMENDATION/LEGAL OPINION:

This office is of the opinion that the subject Ordinance is generally in accordance with its power under Section 297(a)¹ of the Local Government Code of 1991 (R.A 7160) subject to the availability of funds and to regular accounting and auditing procedures. Hence, we recommend for the declaration of its validity.

We hope to have assisted you with this request. Please note that the opinion rendered by this Office are based on facts available and may vary or change when additional facts and documents are presented or changed. This opinion is likewise without prejudice to the opinions rendered by higher and competent authorities and/or the courts.


ATTY. JOSE RAYMUND A. ACOL
Provincial Legal Officer

¹ (a) A local government unit may contract loans, credits, and other forms of indebtedness with any government or domestic private bank and other lending institutions to finance the construction, installation, improvement, expansion, operation, or maintenance of public facilities, infrastructure facilities, housing projects, the acquisition of real property, and the implementation of other capital investment projects, subject to such terms and conditions as may be agreed upon by the local government unit and the lender. The proceeds from such transactions shall accrue directly to the local government unit concerned.

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte
-o0o-

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1ST INDORSEMENT
04 June 2026

PROVINCE OF LEYTE
LEGAL OFFICE
RECEIVED

By: 
Date: G. S. 26 Time: 1:20

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed **Ordinance No. 2026-12** of the **Municipality of Albueria, Leyte**, entitled: **An Ordinance approving and ratifying the Loan Agreement, Promissory Note with Deed of Assignment of Internal Revenue Allotment (IRA), and other legal documents, and authorizing the Hon. Rolan E, Espinosa, Municipal Mayor of Albueria, Leyte, to sign, for and on behalf of the municipality, all documents pertaining to the Loan Facility by the Local Government Unit of Albueria, Leyte and Land Bank of the Philippines, represented by AVP Buenaventura V. Leyva, Head-Southern Leyte Lending Center in the amount of Twenty Million Pesos (P20,000,000.00) only for the acquisition of 1.2476 hectares lot, more or less, in Brgy. Tabgas, Albueria, Leyte for the construction of various government infrastructure projects.**


FLORINDA JILL S. UYVICO
Secretary to the Sangguniang



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Albuera

OFFICE OF THE SANGGUNIANG BAYAN SECRETARIAT

TRANSMITTAL

June 2, 2026

Hon. Leonardo Javier, Jr.

Vice-Governor
Province of Leyte
Palo, Leyte



Thru: **Florinda Jill S. Uyvico**
Secretary to the Sanggunian
Province of Leyte

Dear Vice Governor Javier:

Respectfully transmitting herein **ORDINANCE NO. 2026-12, "AN ORDINANCE APPROVING AND RATIFYING THE LOAN AGREEMENT, PROMISSORY NOTE WITH DEED OF ASSIGNMENT OF INTERNAL REVENUE ALLOTMENT (IRA), AND OTHER LEGAL DOCUMENTS, AND AUTHORIZING THE HON. ROLAN E. ESPINOSA, MUNICIPAL MAYOR OF ALBUERA, LEYTE, TO SIGN, FOR AND ON BEHALF OF THE MUNICIPALITY, ALL DOCUMENTS PERTAINING TO THE LOAN FACILITY BY THE LOCAL GOVERNMENT UNIT OF ALBUERA, LEYTE AND LANDBANK OF THE PHILIPPINES, REPRESENTED BY AVP BUENAVENTURA V. LEYVA, HEAD – SOUTHERN LEYTE LENDING CENTER IN THE AMOUNT OF TWENTY MILLION PESOS (PHP. 20,000,000.00) ONLY FOR THE ACQUISITION OF 1.2476 HECTARES LOT, MORE OR LESS, IN BRGY. TABGAS, ALBUERA, LEYTE FOR THE CONSTRUCTION OF VARIOUS GOVERNMENT INFRASTRUCTURE PROJECTS."**

Please acknowledge receipt hereof.

Very truly yours,


PAMELA M. BOHOLST, MPA
Secretary to the Sangguniang Bayan I



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Albura

OFFICE OF THE SANGGUNIANG BAYAN

Sangguniang Panlalawigan
Province of Leyte

RECEIVED

Date: JUN 03 2026
By: *[Signature]*

ROLAN E. ESPINOSA

MARIEL E. MARINAY

CARL KEVIN E. BATISTIS

ROLANDO M. EBCAS, JR.

JOSE B. YBAÑEZ

RODOLFO S. BILBAO, JR.

EXCERPT FROM THE MINUTES OF THE 44TH REGULAR SESSION OF THE 12TH SANGGUNIANG BAYAN HELD AT THE SESSION HALL ON MAY 18, 2026

ORDINANCE NO. 2026 – 12

AN ORDINANCE APPROVING AND RATIFYING THE LOAN AGREEMENT, PROMISSORY NOTE WITH DEED OF ASSIGNMENT OF INTERNAL REVENUE ALLOTMENT (IRA), AND OTHER LEGAL DOCUMENTS, AND AUTHORIZING THE HON. ROLAN E. ESPINOSA, MUNICIPAL MAYOR OF ALBUERA, LEYTE, TO SIGN, FOR AND ON BEHALF OF THE MUNICIPALITY, ALL DOCUMENTS PERTAINING TO THE LOAN FACILITY BY THE LOCAL GOVERNMENT UNIT OF ALBUERA, LEYTE AND LANDBANK OF THE PHILIPPINES, REPRESENTED BY AVP BUENAVENTURA V. LEYVA, HEAD – SOUTHERN LEYTE LENDING CENTER IN THE AMOUNT OF TWENTY MILLION PESOS (PHP. 20,000,000.00) ONLY FOR THE ACQUISITION OF 1.2476 HECTARES LOT, MORE OR LESS, IN BRGY. TABGAS, ALBUERA, LEYTE FOR THE CONSTRUCTION OF VARIOUS GOVERNMENT INFRASTRUCTURE PROJECTS

INTRODUCED BY: HON. ALBERTO C. SUMALJAG
Sponsored by: COMMITTEE ON WAYS AND MEANS

- HON. ROMEO M. JUNCO
- HON. ROBERTO C. COLASITO

WHEREAS, Section 16 of the Local Government Code of 1991 (R.A. 7160) states that every local government unit shall exercise the powers necessary for its governance and for the promotion of the general welfare, including the provision of basic services and facilities;

WHEREAS, the Municipality of Albura, Leyte intends to acquire a 1.2476 hectares lot, more or less, in Brgy. Tabgas, Albura, Leyte for the construction of various government infrastructure projects.

WHEREAS, the Landbank of the Philippines (LBP) has approved the loan application of the Municipality in the amount of Twenty Million Pesos (Php20,000,000.00) only to finance said lot acquisition;

BE IT ORDAINED, by the Sangguniang Bayan of Albura, Leyte in Regular Session to enact the foregoing Ordinance:

Section 1. TITLE. This Ordinance shall be known and cited as “An Ordinance approving and ratifying the Loan Agreement, Promissory Note with Deed of Assignment of Internal Revenue Allotment (IRA), and other legal documents, and authorizing the Hon. Rolan E. Espinosa, Municipal Mayor of Albura, Leyte, to sign, for and on behalf of the Municipality, all documents pertaining to the Loan Facility by the Local Government Unit of Albura, Leyte and Landbank of the Philippines, represented by AVP Buenaventura V. Leyva, Head – Southern Leyte Lending Center in the amount of Twenty Million Pesos (Php. 20,000,000.00) only for the acquisition of

ALBERTO C. SUMALJAG

ROBERTO C. COLASITO

ROMEO M. JUNCO

ANDRES C. TUDIO

DELA ROSA

BERNARD JOEY D. MESTULA

PAMELA M. BOHOLST

1.2476 hectares lot, more or less, in Brgy. Tabgas, Albuera, Leyte for the construction of various government infrastructure projects.”

Section 2. APPROVAL AND RATIFICATION. The Loan Agreement, Promissory Note, Deed of Assignment of IRA, and other supporting documents pertaining to the loan from Landbank of the Philippines in the principal amount of Twenty Million Pesos (Php.20,000,000.00) only for lot acquisition are hereby approved, ratified, and confirmed in all respects **All previous representations, acts, warranties and all the terms and conditions of the aforesaid loan** are likewise hereby approved.

Section 3. ASSIGNMENT OF IRA AND OTHER INCOME. Authorization of assignment of the IRA and other income; revenues and collection as collateral/security to the loan obtained and declaring them to be available and not restricted by law or its other obligations – The assignment of the IRA and other income; revenues and collection as collateral/security to the loan obtained is hereby authorized and declared to be available and not restricted by law or its other obligations.

Section 4. The Municipal Treasurer and Municipal Accountant are hereby directed to enter the loan in the appropriate books of the LGU.

Section 5. LANDBANK is hereby designated as the LGU’s official depository bank for IRA and major depository bank for its other deposits, revenue and collections which designation shall not be revoked while the loan obligations remain outstanding.

Section 6. The Local Government of Albuera, Leyte hereby appropriates the amount for loan repayment in the LGU’s annual budget until the loan, interest and other charges are fully paid.

Section 7. AUTHORIZATION TO DEBIT. LANDBANK is hereby authorized to deduct for set-off and/or deduct amounts from general funds of the LGU with LANDBANK and apply the same to the payment of the loan or any portion thereof, or interests and penalties thereon as may be deemed necessary by the Bank.

Section 8. The Local Government of Albuera hereby waives the confidentiality of information on investment/bank deposit, pertinent to the aforesaid loan.

Section 9. The Local Government of Albuera, Leyte shall secure from the Bureau of Local Government Finance a Certificate of Net Debt Service Ceiling and Borrowing Capacity;

Section 10. Once the Sangguniang Panlalawigan of Leyte approves and/validates this Ordinance, the LGU will immediately furnish a copy thereof to LANDBANK.

Section 11. The Municipal Budget Officer, Municipal Accountant, and Municipal Treasurer shall issue a Certification, noted by the Local Chief Executive, that:

- i. The sources of repayment are available and not restricted by law or other obligations;
- ii. The contractual obligations shall be or has been entered into appropriate books of account of the LGU;

ALBERTO B. SUMALJAG

ROBERTO C. COLASTO

ROMEO M. JUNCO

ANDREA C. TUDIO

DELIA B. BATISTIS

BERNARD JOEY D. MESTULA

PAMELA M. BOHOLST

ROLAN E. ESPINOSA

MARIEL E. MARINAY

CARL KEVIN E. BATISTIS

ROLANDO M. EBCAS, JR.

JOSE B. YBAÑEZ

RODOLFO S. BILBAO, JR.

- iii. LGU shall submit annually to LANDBANK a Certification that the sources of repayment are available and not restricted by law and its obligations are appropriated in the annual budget.

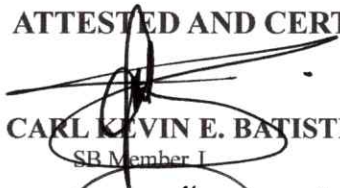
Section 13. Separability Clause. – If, for any reasons, any section or provision of this Ordinance is declared invalid or unconstitutional, other sections or provisions of thereof which are not affected thereby shall continue to be in full force & effect.

Section 14. Effectivity – The provision of this Ordinance shall take effect immediately upon approval.

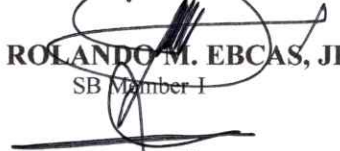
APPROVED.

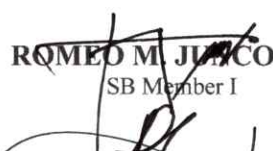
ENACTED BY THE 12th SANGGUNIANG BAYAN OF ALBUERA, LEYTE DURING ITS 44TH REGULAR SESSION HELD ON MAY 18, 2026 AT THE SANGGUNIANG BAYAN SESSION HALL, ALBUERA, LEYTE.

ATTESTED AND CERTIFIED TO BE DULY ADOPTED:


CARL KEVIN E. BATISTIS
SB Member I


ALBERTO C. SUMALJAG
SB Member I


ROLANDO M. EBCAS, JR.
SB Member I


ROMEO M. JUICO
SB Member I


JOJE B. YBAÑEZ
SB Member I


ANDRES C. TUDIO
SB Member I

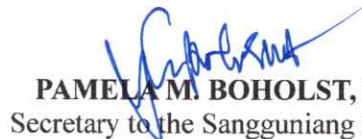

RODOLFO S. BILBAO, JR.
SB Member


DELIA C. BATISTIS
LnB President/Ex-Officio Member


ROBERTO C. COLASITO
SB Member


BERNARD JOEY D. MESTULA
PPSK President/Ex-Officio Member

I HEREBY CERTIFY that this is a true and accurate copy of the ordinance duly enacted by the 12TH Sangguniang Bayan on its 44th Regular Session on May 18, 2026 at the SB Session Hall.


PAMELA M. BOHOLST, MPA
Secretary to the Sangguniang Bayan I


MARIEL E. MARINAY
Municipal Vice Mayor/Presiding Officer


ROLAN E. ESPINOSA
Municipal Mayor

Date: MAY 26 2026



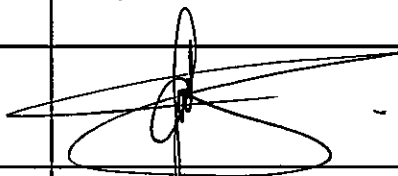
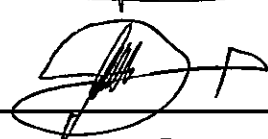
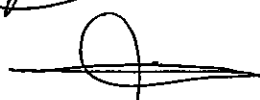
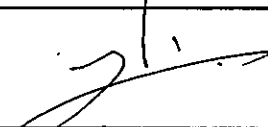
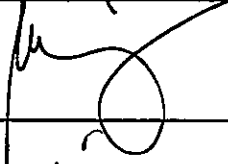
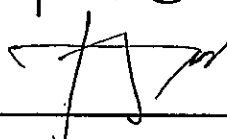
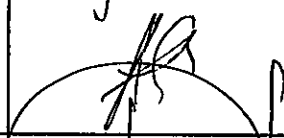
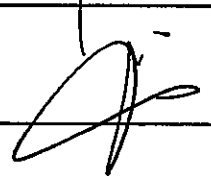
Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Albuera

OFFICE OF THE SANGGUNIANG BAYAN
ATTENDANCE SHEET

44th REGULAR SESSION
of the 12th Sangguniang Bayan

POBLACION, ALBUERA
Venue

May 18, 2026

No.	Name & Designation	Signature
1	Hon. MARIEL E. MARINAY Mun. Vice Mayor / Presiding Officer	
2	Hon. CARL KEVIN E. BATISTIS SB Member	
3	Hon. ROLANDO M. EBCAS JR. SB Member	
4	Hon. JOJE B. YBAÑEZ SB Member	
5	Hon. RODOLFO S. BILBAO JR. SB Member	
6	Hon. ALBERTO C. SUMALJAG SB Member	
7	Hon. ROBERTO C. COLASITO SB Member	
8	Hon. ROMEO M. JUNCO SB Member	
9	Hon. ANDRES C. TUDIO SB Member	
10	Hon. DELIA E. BATISTIS ABC President, Ex-Officio	
11	Hon. BERNARD JOEY D. MESTULA SK Federation President, Ex-Officio	

CERTIFICATION

I hereby certify that those who have affixed their signatures above, have actually attended the 44th Regular Session of the 12th Sangguniang Bayan of Albuera, Leyte, held at the Brgy. POBLACION Session Hall on May 18, 2026


PAMELA M. BOHOLST
Secretary to the Sanggunian Bayan



Republic of the Philippines
PROVINCE OF LEYTE
Municipality of Albura

OFFICE OF THE SANGGUNIAN BAYAN

CERTIFICATION

TO THE CONCERNED:

THIS IS TO CERTIFY that **ORDINANCE NO. 2026-12, "AN ORDINANCE APPROVING AND RATIFYING THE LOAN AGREEMENT, PROMISSORY NOTE WITH DEED OF ASSIGNMENT OF INTERNAL REVENUE ALLOTMENT (IRA), AND OTHER LEGAL DOCUMENTS, AND AUTHORIZING THE HON. ROLAN E. ESPINOSA, MUNICIPAL MAYOR OF ALBUERA, LEYTE, TO SIGN, FOR AND ON BEHALF OF THE MUNICIPALITY, ALL DOCUMENTS PERTAINING TO THE LOAN FACILITY BY THE LOCAL GOVERNMENT UNIT OF ALBUERA, LEYTE AND LANDBANK OF THE PHILIPPINES, REPRESENTED BY AVP BUENAVENTURA V. LEYVA, HEAD – SOUTHERN LEYTE LENDING CENTER IN THE AMOUNT OF TWENTY MILLION PESOS (PHP. 20,000,000.00) ONLY FOR THE ACQUISITION OF 1.2476 HECTARES LOT, MORE OR LESS, IN BRGY. TABGAS, ALBUERA, LEYTE FOR THE CONSTRUCTION OF VARIOUS GOVERNMENT INFRASTRUCTURE PROJECTS,"** has been posted in the bulletin board of the Sangguniang Bayan of Albura, Leyte on June 1, 2026 and shall remain posted until a period of two (2) consecutive weeks thereof.

ISSUED this 2nd day of June 2026 at Albura, Leyte, Philippines.

PAMELA M. BOHOLST, MPA
Secretary to the Sangguniang Bayan I